



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450, on 9/30/03

By: Yvonne Kaiser

PATENT

Attorney Docket No.: 016866-008200US

10 CFR  
E. USPTO  
10-23-03

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Gavin et al.

Application No.: 10/084,587

Filed: February 25, 2002

For: **METHOD FOR ANALYZING MASS SPECTRA**

Examiner: Not Yet Assigned

Art Unit: 2857

**THIRD REQUEST FOR CORRECTED FILING RECEIPT**

TECHNOLOGY CENTER 2800

RECEIVED  
OCT 15 2003

Office of Initial Patent Examination  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Attached are copies of the first and second corrected Filing Receipts received from the Patent and Trademark Office in the above-noted application for which issuance of a third corrected filing receipt is respectfully requested.

There is an error in that there is no "Domestic Priority" listed for the above-referenced patent application. The Domestic Priority data as claimed by applicant section of the filing receipt should read as follows:

-- This application is a national stage of International Application No. PCT/US01/44972, filed November 15, 2001, which claims priority to U.S. Provisional Patent Application No. 60/249,835 filed November 16, 2000 and 60/254,746 filed December 11, 2000. --

Also, enclosed is a Supplemental Application Data Sheet with corrections shown in bold letters. The requested correction is shown in red on the enclosed copy of the official Filing Receipt. Please charge any fees or credit overpayment to the Deposit Account No. 20-1430.

Respectfully submitted,

Patrick R. Jewik  
Reg. No. 40,456

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, 8th Floor  
San Francisco, California 94111-3834  
Tel: (415) 576-0200 Fax: (415) 576-0300  
PRJ/mbn  
60026136 v1Rev. 4/03



## UNITED STATES PATENT AND TRADEMARK OFFICE

016866-008200USPRS

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
PO Box 1450  
Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/084,587	02/25/2002	2863	624	016866-008200US	10	39	2

20350  
TOWNSEND AND TOWNSEND AND CREW, LLP  
TWO EMBARCADERO CENTER  
EIGHTH FLOOR  
SAN FRANCISCO, CA 94111-3834

## CONFIRMATION NO. 6008

## CORRECTED FILING RECEIPT



\*OC000000010499401\*

Date Mailed: 07/16/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Edward J. Gavin, San Jose, CA;  
Leonid Braginsky, Newton, MA;  
William E. Rich, Redwood Shores, CA;  
Eric T. Fung, Cupertino, CA;  
George L. Wright JR., Virginia Beach, VA;

RECEIVED

OCT 16 2003

TECHNOLOGY CENTER 2800

Domestic Priority data as claimed by applicant This application is a national stage of International Application No. PCT/US01/44972, filed November 15, 2001, which claims benefit of U.S. Provisional Patent Application Nos. 60/249,835 filed November 16, 2000 Foreign Applications and 60/254,746 filed December 11, 2000.

If Required, Foreign Filing License Granted: 03/21/2002

Projected Publication Date: Not Applicable

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

Title

## Method for analyzing mass spectra

**Preliminary Class**

702

---

**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



Receipt

PTO/SB/21 (08-03)

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/084,587
		Filing Date	February 25, 2002
		First Named Inventor	Gavin, Edward J.
		Art Unit	2857
		Examiner Name	Unassigned
Total Number of Pages in This Submission		Attorney Docket Number	016866-008200US

ENCLOSURES (Check all that apply)				
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):		
		<small>Request for Corrected Filing Receipt, Copy of Corrected Filing Receipt with corrections indicated in red, Copy of first and second request for corrected filing receipt, Supplemental Application Data Sheet and Return Postcard</small>		
		Remarks	The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual	Townsend and Townsend and Crew LLP Patrick R. Jewik	
Signature		
Date	9/30/03	

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Lisa Kaiser		
Signature		Date	9/30/03

60049015 v1

PATENT

Attorney Docket No.: 016866-008200US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Edward J. Gavin, et al

Application No.: 10/084,587

Filed: February 25, 2002

For: METHOD FOR ANALYZING MASS  
SPECTRA

Examiner: Unassigned

Art Unit: 2857

REQUEST FOR CORRECTED  
FILING RECEIPT

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, D.C. 20231

Sir:

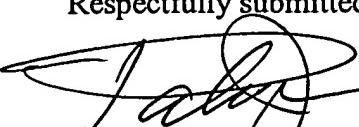
Attached is a copy of the official Filing Receipt received from the Patent and Trademark Office in the above-noted application for which issuance of a corrected filing receipt is respectfully requested.

There is an error in that there is no "Domestic Priority" listed for the above-referenced patent application. The Domestic Priority data as claimed by applicant section of the filing receipt should read as follows:

-- This application is a national stage of International Application No. PCT/US01/44972, filed November 15, 2001, which claims priority to U.S. Provisional Patent Application Nos. 60/249,835 filed November 16, 2000 and 60/254,746 filed December 11, 2000. --

The requested correction is shown in red on the enclosed copy of the official Filing Receipt. Please charge any fees or credit overpayment to the Deposit Account No. 20-1430.

Respectfully submitted,

  
Patrick R. Jewik  
Reg. No. 40,456

TOWNSEND and TOWNSEND and CREW LLP

Two Embarcadero Center, 8th Floor

San Francisco, California 94111-3834

Tel: (415) 576-0200 Fax: (415) 576-0300

PRJ:lyk

SF 1372110 v1

TECHNOLOGY CENTER 2800  
OCT 1 2003  
RECEIVED

COPY

PRJ

016866-008200 U:



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/084,587	02/25/2002	2857	0.00	016866-008200US	10	39	2

CONFIRMATION NO. 6008

20350  
 TOWNSEND AND TOWNSEND AND CREW, LLP  
 TWO EMBARCADERO CENTER  
 EIGHTH FLOOR  
 SAN FRANCISCO, CA 94111-3834

## FILING RECEIPT



\*OC000000007697644\*

COPY

Date Mailed: 03/22/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Edward J. Gavin, San Jose, CA;  
 Leonid Braginsky, Newton, MA;  
 William E. Rich, Redwood Shores, CA;  
 Eric T. Fung, Cupertino, CA;  
 George L. Wright JR., Virginia Beach, VA;

Domestic Priority data as claimed by applicant -- This application is a national stage of International Application No. PCT/US01/144972, filed November 15, 2001, which claims priority to US Provisional Patent Application Nos. 60/249,835 filed November 16, 2000 and If Required, Foreign Filing License Granted 03/21/2002 (D01254,746 filed December 11, 2001)

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

Title

Method for analyzing mass spectra

RECEIVED  
 OCT 16 2003  
 TECHNOLOGY CENTER 2800

Preliminary Class

702

---

**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related application(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



**PATENT**  
Attorney Docket No.: 016866-008200US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Edward J. Gavin, et al

Application No.: 10/084,587

Filed: February 25, 2002

For: Method For Analyzing Mass Spectra

Examiner: Unassigned

Art Unit: 2857

**SECOND REQUEST FOR  
CORRECTED FILING RECEIPT**

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, D.C. 20231

Sir:

Attached is a copy of the corrected Filing Receipt received from the Patent and Trademark Office in the above-noted application for which issuance of a second corrected Filing Receipt is respectfully requested.

There are errors in the "Domestic Priority" section of the Filing Receipt. The Domestic Priority data should read as follows:

**-- This application is a national stage of International Application No. PCT/US01/44972, filed November 15, 2001, which claims benefit of U.S. Provisional Patent Application Nos. 60/249,835 filed November 16, 2000 and 60/254,746 filed December 11, 2000. --**

The requested corrections are shown in red on the enclosed copy of the Filing Receipt. Also enclosed is a copy of the first Request for Corrected Filing Receipt as filed on August 2, 2002, the Preliminary Amendment and Application Data Sheet as filed on February 25, 2002 and the Filing Receipts from the Provisional Applications and PCT Application referenced as priority applications above. The Commissioner is hereby authorized to charge any fees or credit overpayment to the Deposit Account No. 20-1430.

Respectfully submitted,



Patrick R. Jewik  
Reg. No. 40,456

TOWNSEND and TOWNSEND and CREW LLP

Two Embarcadero Center, 8th Floor

San Francisco, California 94111-3834

Tel: (415) 576-0200      Fax: (415) 576-0300

PRJ:gsh  
SF 1408053 v1

**COPY**

RECEIVED  
TECHNOLOGY CENTER 2800  
OCT 11 2003



## UNITED STATES PATENT AND TRADEMARK OFFICE

016866-008200US PRJ

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/084,587	02/25/2002	2863	606	016866-008200US	10	39	2

20350  
TOWNSEND AND TOWNSEND AND CREW, LLP  
TWO EMBARCADERO CENTER  
EIGHTH FLOOR  
SAN FRANCISCO, CA 94111-3834

CONFIRMATION NO. 6008

CORRECTED FILING RECEIPT



\*Q6000960008729987\*

COPY

Date Mailed: 09/04/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an ~~r r~~ is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Edward J. Gavin, San Jose, CA;  
Leonid Braginsky, Newton, MA;  
William E. Rich, Redwood Shores, CA;  
Eric T. Fung, Cupertino, CA;  
George L. Wright JR., Virginia Beach, VA;

## Domestic Priority data as claimed by applicant

THIS APPLICATION IS A 371 OF PCT/US00/44972 11/15/2001  
WHICH CLAIMS BENEFIT OF 60/249,835 11/16/2000

~~(\*)Data provided by applicant is not consistent with PTO records.~~

AND CLAIMS BENEFIT OF 60/254,746 12/11/00

## Foreign Applications

If Required, Foreign Filing License Granted 03/21/2002

Projected Publication Date: 12/12/2002

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

OCT 16 2003  
TECHNOLOGY CENTER 2800

RECEIVED

**Title**

Method for analyzing mass spectra

*CODY*

**Preliminary Class**

702

---

LICENSE FOR FOREIGN FILING UNDER  
**Title 35, United States Code, Section 184**  
**Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

RECEIVED

OCT 16 2003

TECHNOLOGY CENTER 2800